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Attorneys For Defendant  
CITY AND COUNTY OF SAN FRANCISCO

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ELBERT HARRIS, III,  
Plaintiff,

vs.

CITY AND COUNTY OF SAN  
FRANCISCO, DEPARTMENT OF  
PUBLIC HEALTH; ROBERT THOMAS,  
Director of Human Resources, Laguna  
Honda Hospital and Rehabilitation Center;  
and LARRY BEVAN, Licensed Psychiatric  
Technician, Laguna Honda Hospital and  
Rehabilitation Center, and DOES 1 through  
25,

Defendants.

USDC NO. CV 08 - 2353 PJH

*E-FILING CASE*

**NOTICE OF CASE SETTLEMENT AND  
STIPULATED REQUEST FOR ORDER  
VACATING OCTOBER 26, 2009 TRIAL  
DATE AND STATUS CONFERENCE DATE**

Date Action Filed: May 7, 2008  
Trial Date: October 26, 2009

As Magistrate Judge Spero indicated in his September 29, 2009 Notice, the parties in the above-referenced action have reached a settlement in this case, subject to the approvals of SEIU Local 1021, the San Francisco Department of Public Health, the San Francisco Health Commission, and the San Francisco Board of Supervisors. The settlement is not final and binding unless and until these approvals are obtained.

The parties, through their attorneys of record, hereby jointly request that the Court vacate the October 26, 2009 trial date. The parties anticipate that the approval process described above may take at least four to six months to complete. Accordingly, the parties request that the Court set a status conference for some time in February 2010, at the earliest, for an update on whether the required approvals have been obtained or whether the parties need additional time to obtain the approvals. The parties will notify the Court if the settlement has been approved by all the required entities prior to the scheduled status conference.

Dated: October 2, 2009

Respectfully submitted,

DENNIS J. HERRERA  
City Attorney  
ELIZABETH S. SALVESON  
Chief Labor Attorney  
ADELMISE ROSEMÉ WARNER  
Deputy City Attorney

By: \_\_\_\_\_/S/\_\_\_\_\_  
ADELMISE ROSEMÉ WARNER

Attorneys for Defendants  
CITY AND COUNTY OF SAN FRANCISCO, ET  
AL.

Dated: October 2, 2009

LAW OFFICES OF CURTIS G. OLER

By: \_\_\_\_\_/S/\_\_\_\_\_  
CURTIS G. OLER

Attorney for Plaintiff  
ELBERT HARRIS, III

**[PROPOSED] ORDER**

PURSUANT TO THE ABOVE STIPULATION, THE COURT HEREBY ORDERS AS  
FOLLOWS:

1. The October 26, 2009 trial date is hereby vacated and
2. A status conference is hereby scheduled for February 25, 2010. at 2:00 p.m.

IT IS SO ORDERED.

DATE: 10/14/09

